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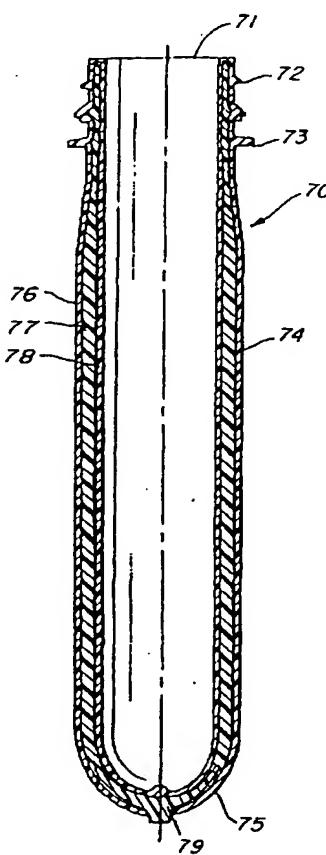
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(54) Title: MULTILAYERED PACKAGE WITH BARRIER PROPERTIES



(57) Abstract: The present invention provides compositions useful as a barrier layer in, for example, packaging products. The compositions generally comprise a blend of (i) a polyester resin, preferably an aromatic polyester resin such as polyethylene terephthalate (PET) and (ii) a polyamide material (e.g., MXD6). The blend optionally may further comprise (iii) an oxygen scavenging material. The present invention also provides containers (e.g., containers formed by expansion of preforms) having a multilayered body-forming portion including: a core layer comprising the aforementioned blend; and inner and outer layers of a formable polymer composition. The present invention also provides methods of making such containers.

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Multilayered Package with Barrier Properties

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Background

Within the packaging industry, there is a progressive change towards the use of containers of plastic material. This relates to both containers for beverages, including carbonated beverages, and containers for foods. As far as foods are concerned, there is 10 an express desire in the art also to be able to employ containers of plastic material for the storage of preserved foods. In all of these fields of application, the insufficient barrier properties of the plastic material--and in particular its insufficient capacity to prevent the passage of gases, for example oxygen and CO₂, vaporized liquids such as water vapor etc. entail that the shelf-life and durability of the products stored in the 15 containers will be far too short.

A number of proposals have been put forward in the art to solve the above problem, but the proposed techniques have failed to meet established demands of cost in combination with barrier properties in order that containers of plastic material may successfully be employed within the above-outlined sectors. Examples of solutions 20 proposed in the art include:

- laminates in which two or more layers of plastic material are combined with one another and in which the material in each layer possesses properties which entail that, for instance, gas penetration, light penetration or moisture penetration are reduced;
- constructions in which, for example, a metal such as aluminum is encapsulated between the plastic materials or, for instance, forms the inner surface of the container; and
- constructions in which a barrier material other than metal is applied interiorly or in layers between the plastic material.

Solutions are also known in the art in which plastic materials of different types are mixed and thereafter molded to form containers. Thus, for example, it is previously known to produce containers of plastic material in which the plastic material consists of a mixture of PET and polyamide. See, e.g., U.S. Pat. Nos. 5,034,252; 5,281,360; 5,641,825; and 5,759,653. Unfortunately, these attempts have yielded commercially unsatisfactory results.

From the foregoing, it will be appreciated that what is needed in the art is improved plastic containers having even greater barrier properties for gases such as oxygen and CO₂. Such containers and materials and methods for preparing the same are disclosed and claimed herein.

Summary

The present invention relates to compositions useful as a barrier layer in, for example, packaging products. The compositions generally comprise a blend of (i) a polyester resin, preferably an aromatic polyester resin such as polyethylene terephthalate (PET) and (ii) a polyamide material (e.g., MXD6). The blend optionally may further comprise (iii) an oxygen scavenging material.

The present invention also relates to containers (e.g., containers formed by expansion of preforms) having a multilayered body-forming portion including: a core layer comprising the aforementioned blend; and inner and outer layers of a formable polymer composition. The present invention also relates to methods of making such containers.

Brief Description of the Drawings

FIG. 1 is a cross-sectional view of a three-layer preform according to this invention;

FIG. 2 is a cross-sectional view of a five-layer preform according to this invention;

FIG. 3 is an elevational view of a three-layer hot-fill container according to this invention;

FIG. 4 is an enlarged fragmentary sectional view taken through the sidewall of the container of FIG. 3, showing the three-layers;

FIG. 5 is an elevational view of a five-layer ketchup container according to this invention; and

5 FIG. 6 is an enlarged fragmentary sectional view taken through the sidewall of the container of FIG. 5, showing the five layers.

Detailed Description

In one embodiment, the present invention relates to compositions useful as a 10 barrier layer in, for example, packaging products. The compositions of this embodiment generally comprise a blend of (i) a polyester resin, preferably an aromatic polyester resin such as polyethylene terephthalate (PET) and (ii) a polyamide material. The blend optionally may further comprise (iii) an oxygen scavenging material.

The blend suitably comprises a formable polyester. Suitable formable polyesters 15 for use in the present invention include PET (e.g., virgin bottle grade PET, post-consumer PET (PC-PET), etc.), cyclohexane dimethanol/PET copolymer (PETG), polyethylene naphthalate (PEN), polybutylene terephthalate (PBT), etc.

Phthalic acid polyesters based on terephthalic or isophthalic acid are 20 commercially available and convenient. Suitable hydroxy compounds for these polymers typically includes ethylene glycol, propylene glycol, butylene glycol and 1,4-di-(hydroxy methyl)cyclohexane.

Suitable polyesters for use in the present invention typically have an intrinsic viscosity in the range of 0.6 to 1.2, and more particularly 0.7 to 1.0 (for a 60/40 blend 25 of phenol/tetrachloroethane solvent). For PET an intrinsic viscosity value of 0.6 corresponds approximately to a viscosity average molecular weight of 36,000, and an intrinsic viscosity value of 1.2 to a viscosity average molecular weight of 103,000.

In general, suitable polyesters may include polymer linkages, side chains, and end groups not related to the formal precursors of the simple polyesters previously specified.

The blend also suitably comprises a polyamide material. Both aromatic and aliphatic polyamides can be used. Copolymers of polyamides and other polymers may also be used.

A preferred aromatic polyamide is a polymer formed by polymerizing 5 metaxylylenediamine ($H_2NCH_2 -m-C_6 H_4 -CH_2NH_2$) with adipic acid ($(HO_2C(CH_2)_4CO_2H$), for example a product manufactured and sold by Mitsubishi Chemicals, Japan, under the designation MXD-6 (e.g., grades 6001 and 6007).

Other suitable polyamides include, for example, nylon (e.g., nylon-6,6), 10 GRIVORY (e.g., GRIVORY G16, G21, which are copolyamides having both linear aliphatic units and ring-like aromatic components, available from EMS-Chemie Inc.) and VERSAMID (an aliphatic polyamide typically used as an ink resin and available 15 from Cognis Corporation).

The proportion of polyamide in relation to polyester can be varied mainly in view of the intended use of the container.

15 In one embodiment of the present invention, the composition comprises a blend of a polyethylene terephthalate material and a polyamide material, wherein the blend preferably comprises less than 70 % by weight polyethylene terephthalate material. For this embodiment, the blend more preferably comprises between 10 and 70 % by weight polyethylene terephthalate material, and most preferably between 20 and 60 % by 20 weight polyethylene terephthalate material. Also for this embodiment, the blend preferably comprises more than 20 % by weight of the polyamide material, more preferably between 30 and 60 % by weight polyamide material, and most preferably between 40 and 55 % by weight polyamide material.

25 In another embodiment of the present invention, the composition comprises a blend of a polyester and a polyamide, wherein the blend preferably comprises more than 30 % by weight polyamide material. For this embodiment, the blend preferably comprises more than 30 % by weight polyester, more preferably between 40 and 70 % by weight polyester, and most preferably between 45 and 70 % by weight polyester. Also for this embodiment, the blend more preferably comprises between 30 and 60 %

by weight polyamide material, and most preferably between 40 and 55 % by weight polyamide material.

If desired, the blend may optionally also suitably comprise an oxygen scavenging material. While not intending to be bound by theory, it is believed that 5 suitable oxygen scavenging materials form active metal complexes having capacity to bond with oxygen. In this manner, it is believed that the oxygen scavenging material can confer higher oxygen barrier properties to the composition.

A broad variety of metallic and organic compounds are believed to be effective in providing the oxygen scavenging effect, and an appropriate compound may be 10 selected based on cost and compatibility with the polymers of the blend. A preferred embodiment is a transition metal or a complex of metals selected from the first, second and third transition series of the periodic table, such as iron, cobalt, nickel, ruthenium, rhodium, palladium, osmium, iridium, and platinum. In another preferred embodiment, the metal compound comprises copper, manganese, or zinc. Suitable oxygen scavenging 15 materials for use in this invention include: aluminum powder; aluminum carbide; aluminum chloride; cobalt powder; cobalt oxide; cobalt chloride; antimony powder; antimony oxide; antimony tri-acetate; antimony chloride III; antimony chloride V; iron; electrolytic iron; iron oxide; platinum; platinum on alumina; palladium; palladium on alumina; ruthenium; rhodium; copper; copper oxide; nickel, and mixed metal 20 nanoparticles (e.g., cobalt iron oxide nanoparticles). Suitable nanoparticles have an average particle size of less than about 200 nm, preferably less than about 100 nm, and more preferably between 5 and 50 nm.

While not intending to be bound by theory, it is presently believed that one possible advantage mixed metal nanoparticles might have is that cobalt ferrite 25 undergoes an internal charge transfer from cobalt to iron under the illumination of a tungsten halogen lamp. As part of the commercial bottle blowing process, preforms are sometimes heated under direct irradiation of quartz halogen lamps. Although cobalt ferrite-type scavengers may absorb oxygen upon formation with the polyamide, it is anticipated that the scavenging activity would be substantially increased as a result of 30 the intense illumination during bottle formation. In addition, cobalt ferrite nanoparticles

are prepared as a nanocrystalline material. It is expected that the nanometer scale of the particles may render them suitable for use in colorless, optically transparent containers, and that their crystalline structure would give rise to higher activity than solution salts of the same ions.

5 One skilled in the art can determine without much difficulty which concentration is appropriate in each blend, but in general it will be a range of 50-10,000 ppm by weight, and more preferably 50-1,000 ppm. The upper limit is dictated by factors such as economy, toxicity, clarity and color.

10 There are numerous multilayer preform and container constructions possible, each of which may be adapted for a particular product and/or manufacturing process. A few representative examples will be given.

15 A suitable three-layer construction comprises a core barrier layer disposed between inner and outer layers. For example, the three-layer sidewall construction may comprise inner and outer layers of PET (e.g., substantially virgin PET); and a core layer including a blend of (i) one or more polyesters (e.g., PET, PC-PET, PETG, PEN, PBT), (ii) one or more polyamides (e.g., MXD-6), and (iii) optionally one or more oxygen scavenging materials (e.g., cobalt).

20 A suitable five-layer structure may have relatively thin inner and outer intermediate layers to provide high oxygen barrier properties without loss of clarity. Relatively thicker inner and outer layers of PET would provide the necessary strength and clarity. A thin core layer as described above provides the necessary barrier effect at a competitive price and with accelerated activation. Suitable inner and outer intermediate layers for this embodiment may comprise oxygen barrier layers such as EVOH, PEN, polyvinylidene chloride (PVDC), nylon 6, MXD-6, LCP (liquid crystal polymer), amorphous nylon, polyacrylonitrile (PAN), styrene acrylonitrile (SAN), and active scavengers such as AMOSORB from BP/AMOCO.

25 An alternative five-layer structure may have inner and outer layers of PET, inner and outer intermediate layers of PC-PET, and a thin core layer as described above. The advantage of this embodiment is that the PC-PET may be effectively 30 encapsulated in the bottle and not come in direct contact with the product or the user.

In preferred embodiments, the core layer has a thickness of between about 1 and 10, more preferably between about 2 and 8, and most preferably between about 3 and 6 percent of the total wall thickness.

5 The container of the present invention may be used to provide good gas (e.g., oxygen and/or CO₂) barrier properties for products such as carbonated soft drinks. It is particularly useful in packaging products such as beer, because beer rapidly loses its flavor due to oxygen migration into the bottle. This is also true for products such as citrus products, tomato-based products, and aseptically packaged meat.

10 In preferred embodiments, the blends of the present invention, when formed into three-layer (PET-Blend-PET), ten-ounce (295 ml) beverage bottles having a total wall thickness of 0.051 cm and a core layer of 5% of the total wall thickness, exhibit less than 15% loss of CO₂, when tested as described in Examples 1-3, over a 7.5 week period. More preferably the loss of CO₂ over that same period is less than 12 % and most preferably is less than 10 %.

15 In preferred embodiments, the blends of the present invention, when formed into three-layer (PET-Blend-PET), ten-ounce (295 ml) beverage bottles having a total wall thickness of 0.051 cm and a core layer of 5% of the total wall thickness, exhibit less than 0.02 cc/pkg/day transmission of O₂, when tested as described in Examples 1-3. More preferably the transmission of O₂ over that same period is less than 0.01 cc/pkg/day, and most preferably is less than 0.005 cc/pkg/day.

FIGS. 1-2 show two alternative multi-layer preform structures, and **FIGS. 3-6** show two alternative container structures, useful in the present invention.

20 **FIG. 1** shows a substantially amorphous and transparent three-layer preform 70 having an open upper end 71 with a neck finish including outer threads 72 and a cylindrical flange 73. Below the neck flange there is a substantially cylindrical body portion 74, terminating in a closed hemispherical bottom end 75.

25 The three-layer sidewall construction includes outer layer 76, core layer 77, and inner layer 78. By way of example, the inner and outer (exterior) layers (78 and 76) may be virgin bottle grade PET, while the core layer 77 comprises the blend 30 composition of this invention. In a lower base-forming portion of the preform, a five-

layer structure may optionally be formed by a last shot of virgin PET that clears the injection nozzle of the blend composition (so it is filled with virgin PET for preparation of the next preform). The last shot 79 of virgin PET forms a five-layer structure around the gate, and in this case the virgin PET extends through to the exterior of the preform 5 at the gate region. The dimensions and wall thicknesses of the preform shown in FIG. 1 are not to scale. Any number of different preform constructions may be used.

FIGS. 3-4 show a representative three-layer, container that may be blow molded from a preform similar to that shown in FIG. 1. The container 110 includes an open top end 111, substantially cylindrical sidewall 112, and closed bottom end 113. The 10 container includes the same neck finish 114 and flange 115 of the preform, which are not expanded during blow molding. The sidewall includes an expanded shoulder portion 116 increasing in diameter to a cylindrical panel portion 117, which includes a plurality of vertically-elongated, symmetrically-disposed vacuum panels 118. The vacuum panels are designed to move inwardly to alleviate the vacuum formed during product cooling 15 in the sealed container. Again, this container construction is by way of example only and the invention is not limited to any particular package structure. FIG. 4 shows the three-layer sidewall construction including inner layer 120, core layer 121, and outer layer 122. By way of example, the inner and outer layers (120 and 122) may be virgin bottle grade PET, while the core layer 121 is made of the blend composition of this 20 invention.

FIG. 2 shows an alternative five-layer preform 90. Again, the preform includes an open upper end 91, neck finish with threads 92 and flange 93, and body-forming portion 94 with a closed bottom end 95. The five-layer sidewall construction includes outer layer 96, first intermediate layer 97, core layer 98, second intermediate layer 99, 25 and inner layer 100, disposed in serial order. By way of example, the inner and outer layers 96 and 100 may be virgin bottle grade PET, while the intermediate layers 97 and 99 are a PC-PET material or a high oxygen barrier material such as EVOH, and the core layer 98 is made of the blend composition of this invention. Again in the base, there optionally may be a last shot of virgin PET 101 to clear the nozzle.

FIGS. 5-6 show a representative ketchup container that may be blow molded from a five-layer preform similar to that of FIG. 2. Again, the details of the preform and container construction are not critical, and variations may be required to the preform construction in order to blow mold the container of FIG. 5. The ketchup container 130 includes an open top end 131, neck finish 132 with neck flange 133, a shoulder portion 134 increasing in diameter, and a panel portion 135 connecting to a base 136. The five-layer sidewall construction, as shown in FIG. 6, includes an inner layer 137, first intermediate layer 138, core layer 139, second intermediate layer 140, and outer layer 141. By way of example, the inner and outer layers 137 and 141 may be virgin bottle grade PET, the core layer may be the blend composition of the present invention, and the intermediate layers 138 and 140 may be a PC-PET material or a high oxygen barrier material such as EVOH.

Several different methods are practiced to make the containers of the present invention.

In one method, a multilayered container is prepared by: (i) providing a core layer blend material of the present invention; (ii) providing an inner and outer layer material of a suitable formable polymer; (iii) co-injecting the core layer blend material and the inner and outer layer materials to form a multilayered preform; and (iv) heating and expanding the preform to form a container.

In an alternative method, a multilayered container is prepared by: (i) providing a core layer blend material of the present invention; (ii) providing an inner and outer layer material of a suitable formable polymer; (iii) extruding a multilayer parison tube having inner and outer layers of a suitable formable polymer and a core layer blend material of the present invention; (iv) clamping the parison tube into a hollow cavity mold; (v) blowing the parison against the cavity; and (vi) trimming the molded container.

The following examples are offered to aid in understanding of the present invention and are not to be construed as limiting the scope thereof. Unless otherwise indicated, all parts and percentages are by weight.

EXAMPLES

Examples 1-3

Examples 1-3 illustrate the barrier properties of various multilayer containers. Ten-ounce (295 ml) carbonated soft drink (CSD) preforms were cojected in an 5 Arburg press fitted with a Kortec cojection unit and stretch blowmolded in a Sidel blowmolding unit.

For the core layer of the preforms, the materials listed in Table 1 were blended at 275-280°C at 100 rpm in a twin screw extruder model ZSK-25 manufactured by the Werner and Pfleiderer Corporation and pelletized under air cooling. For each formula, 10 approximately 4.5 to 6.8 kg of resin was blended. The PET, PEN, and MXD6 materials used were dried prior to use in a Conair drier at 121°C.

Twenty to fifty preforms were injected and stretch blowmolded. Each preform had a core layer of the composition described in Table 1 and an inner and an outer 15 layer of PET. The thickness of the core layer was about 5% of the total container wall thickness of 0.051 cm.

Examples C1 and C2 were included for comparison purposes.

Example	Table 1 Composition of Materials			
	PET ¹ wt %	MXD6 ² wt %	PEN ³ wt %	Cobalt ⁴ wt %
1	46.00	53.95		0.05
2	46.00	54.00		
3	50.00	25.00	25.00	
C1	100.00			
C2		100.00		

¹ Eastapak 9663 PET was used as supplied by Eastman Chemical

20 ² MXD6 Grade 6007 was used as supplied by the Mitsubishi Gas Corporation

³ Hypertuf 92004 PEN was used as supplied by Shell Chemical

⁴ Cobalt Neodecanoate was used as supplied by OMG Americas

CO₂ transmission measurements were performed on a computer controlled 25 pressure measurement system. The bottles were threaded into a gas manifold and charged with 4 atmospheres of CO₂ gas and maintained at ambient temperature and

humidity for the 7½ week period. Each bottle under test is monitored with an independent pressure transducer, and the pressure is periodically measured and recorded by an automated data acquisition program.

O₂ transmission measurements were performed on a Mocon Oxtran 2/20 Model 5 ML and SM that was adapted for use with 10 oz (295 ml) bottles, and were carried out at ambient temperature and humidity. Bottles were conditioned for 24 to 48 hours prior to each measurement.

Table 2 Permeability - 10 oz containers		
Example	%CO ₂ Loss	O ₂ Transmission (cc/pkg/day)
1	Not tested	0.0021
2	7.7	0.0096
3	11.1	0.0168
C1	24.7	0.0296
C2	7.0	0.0085

10 The O₂ transmission rate determined for Examples 1 and 2 were identical immediately after the bottles were produced. After approximately 30 days at ambient temperature and humidity, the scavenging effect of Example 1 reduced the O₂ transmission rate to the minimum sensitivity level for the Mocon ML system.

15 As is evident from the data in Table 2, the blends exhibited both O₂ and CO₂ barrier performance that was significantly higher than would have been expected based upon the proportion of MXD6 alone. In the case of Example 1, the O₂ permeability differed from the neat barrier material by 13 percent, whereas the proportion of MXD6 differed by a factor of about 2.

20

Examples 4-6

Examples 4-6 illustrate other blends that are believed to be suitable for use in the preforms and containers of the present invention.

Table 3 Composition of Materials				
Sample	PET ¹ wt %	6001 – MXD6 ² wt %	6007 – MXD6 ³ wt %	HDPE ⁴ wt %
4	65	15		20
5	60		30	10
6	60	30		10

¹ Eastpak 9663 PET was used as supplied by Eastman Chemical

² MXD6 Grade 6001 was used as supplied by the Mitsubishi Gas Corporation

³ MXD6 Grade 6001 was used as supplied by the Mitsubishi Gas Corporation

⁴ Exxon Escorene HDPE was used as supplied by Exxon.

Example 7

Preparation of Cobalt Ferrite Nanoparticles

A solution of 5.40 g FeCl₃·6H₂O and 2.38 g CoCl₂·6H₂O in 200 ml HPLC grade

10 H₂O was prepared and added dropwise over a period of 5 minutes to a stirred solution of 8.0 g NaOH in HPLC grade H₂O at ambient temperature. The resulting brown precipitate and solution were covered with a watch glass and heated to boiling for one hour. The solution was cooled to ambient temperature, the supernatant solution was poured from the black precipitate, and the precipitate was washed once with water. The 15 cobalt ferrite was annealed for 24 hours at 250 °C in an oven, and the resulting black solid was crushed to a fine powder in a mortar and pestle.

Example 8

3.78 g of Cobalt Ferrite was mixed vigorously with 5.4 kg Eastman Eastapak

20 9663 PET which had been previously dried in a Conair Dryer. To this mixture was added 2.72 kg Mitsubishi MXD6 6001, and 0.9 kg Exxon Escorene 6704 HDPE. The mixture was melt blended and pelletized in a Werner and Pfleiderer twin screw extruder at 275 °C at a rate of approximately 13.6 kg/ hour. The resulting material was stored under nitrogen.

25 Having thus described the preferred embodiments of the present invention, those of skill in the art will readily appreciate that the teachings found herein may be applied

to yet other embodiments within the scope of the claims hereto attached. The complete disclosure of all patents, patent documents, and publications are incorporated herein by reference as if individually incorporated.

What is claimed is:

1. A composition, comprising a blend of:
a polyethylene terephthalate material; and
a polyamide material, wherein the blend comprises less than 70 % by weight

5 polyethylene terephthalate material.

2. The composition of claim 1, wherein the composition comprises at least 20% by weight of the polyamide material.

10 3. The composition of claim 1, wherein the composition comprises between 30 and 60 % by weight MXD6.

4. The composition of claim 1, wherein the composition comprises between 40 and 55 % by weight polyamide material.

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5. The composition of claim 1, wherein the composition comprises between 10 and 70 % by weight PET.

20 6. The composition of claim 1, wherein the composition comprises between 20 and 60 % by weight PET.

7. The composition of claim 1, further comprising an oxygen scavenging material.

25 8. The composition of claim 7, wherein the oxygen scavenging material forms active metal complexes having capacity to bond with oxygen for conferring high oxygen barrier properties to the composition.

9. The composition of claim 7, wherein the oxygen scavenging material comprises cobalt.

10. The composition of claim 7, wherein the oxygen scavenging material comprises mixed metal nanoparticles.

11. The composition of claim 1, further comprising PEN.

5

12. A composition, comprising a blend of:

a polyester; and

a polyamide, wherein the blend comprises more than 30 % by weight of the polyamide material.

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13. The composition of claim 12, wherein the blend comprises more than 30 % by weight of the polyester.

14. The composition of claim 12, wherein the blend comprises between 40 and 70 % by weight of the polyester.

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15. The composition of claim 12, wherein the blend comprises between 45 and 70 % by weight of the polyester.

20

16. The composition of claim 12, wherein the blend comprises between 30 and 60 % by weight MXD6.

17. The composition of claim 12, wherein the blend comprises between 40 and 55 % by weight of the polyamide material.

25

18. The composition of claim 12, further comprising an oxygen scavenging material.

19. The composition of claim 18, wherein the oxygen scavenging material forms active metal complexes having capacity to bond with oxygen for conferring high oxygen barrier properties to the composition.

5 20. The composition of claim 18, wherein the oxygen scavenging material comprises cobalt.

21. The composition of claim 18, wherein the oxygen scavenging material comprises mixed metal nanoparticles.

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22. The composition of claim 12, wherein the blend, when formed into three-layer (PET-Blend-PET), 295 ml beverage bottles having a total wall thickness of 0.051 cm and a core layer of 5% of the total wall thickness, exhibit less than 15% loss of CO₂ over a 7.5 week period.

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23. The composition of claim 12, wherein the blend, when formed into three-layer (PET-Blend-PET), 295 ml beverage bottles having a total wall thickness of 0.051 cm and a core layer of 5% of the total wall thickness, exhibit less than 0.02 cc/pkg/day transmission of O₂.

20

24. A preform for expansion into a hollow plastic container body, the preform having a multilayered body-forming portion including:

a core layer comprising the composition of claim 1; and
inner and outer layers of a formable polymer composition.

25

25. The preform of claim 24, wherein the formable polymer composition comprises polyethylene terephthalate.

30 26. The preform of claim 25, wherein the preform has been expanded into a hollow plastic container body.

27. The expanded preform of claim 26, wherein the core layer has an average thickness of between 1 and 10 percent of the overall thickness of the body.
28. A preform for expansion into a hollow plastic container body, the preform having a multilayered body-forming portion including:
 - a core layer comprising the composition of claim 12; and
 - inner and outer layers of a formable polymer composition.
29. The preform of claim 28, wherein the formable polymer composition comprises polyethylene terephthalate.
30. The preform of claim 29, wherein the preform has been expanded into a hollow plastic container body.
31. The expanded preform of claim 30, wherein the core layer has an average thickness of between 1 and 10 percent of the overall thickness of the body.
32. A container having a hollow plastic multiplayer body, including:
 - a core layer comprising the composition of claim 1; and
 - inner and outer layers of a formable polymer.
33. The container of claim 32, wherein the core layer has a thickness of between about 2 and 8 percent of the total wall thickness.
34. The container of claim 33, wherein the inner and outer layers comprise virgin PET and further comprising inner and outer intermediate layers of a polymer selected from the group consisting of EVOH, PEN, PVDC, nylon 6, MXD-6, LCP, amorphous nylon, PAN, SAN, and AMOSORB and PC-PET.
35. A container having a hollow plastic multiplayer body, including:

a core layer comprising the composition of claim 12; and
inner and outer layers of a formable polymer.

36. The container of claim 35, wherein the core layer has a thickness of between
5 about 2 and 8 percent of the total wall thickness.

37. The container of claim 36, wherein the inner and outer layers comprise virgin
PET and further comprising inner and outer intermediate layers of a polymer selected
from the group consisting of EVOH, PEN, PVDC, nylon 6, MXD-6, LCP, amorphous
10 nylon, PAN, SAN, and AMOSORB and PC-PET.

38. A method of producing a container having a multilayered wall, comprising the
steps of:

15 providing a core layer blend material of claim 1;
providing an inner and outer layer material of a formable polymer;
co-injecting the core layer blend material and the inner and outer layer materials
to form a multilayered preform; and
expanding the preform to form a container.

20 39. A method of producing a container having a multilayered wall, comprising the
steps of:

providing a core layer blend material of claim 1;
providing an inner and outer layer material of a formable polymer;
extruding a multilayer parison tube having inner and outer layers of a formable
25 polymer and a core layer blend material of claim 1;
clamping the parison tube into a hollow cavity mold
blowing the parison against the cavity; and
trimming the molded container.

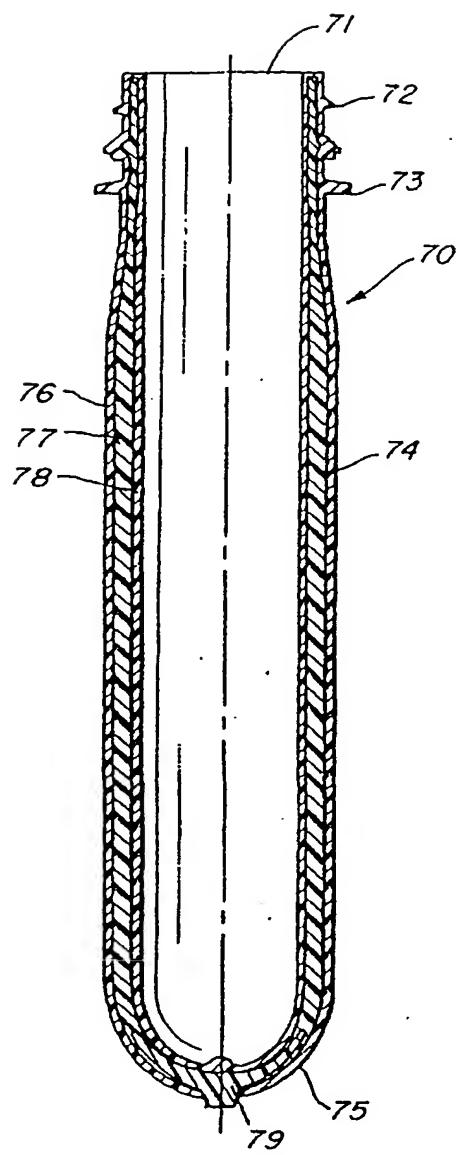


Fig. 1

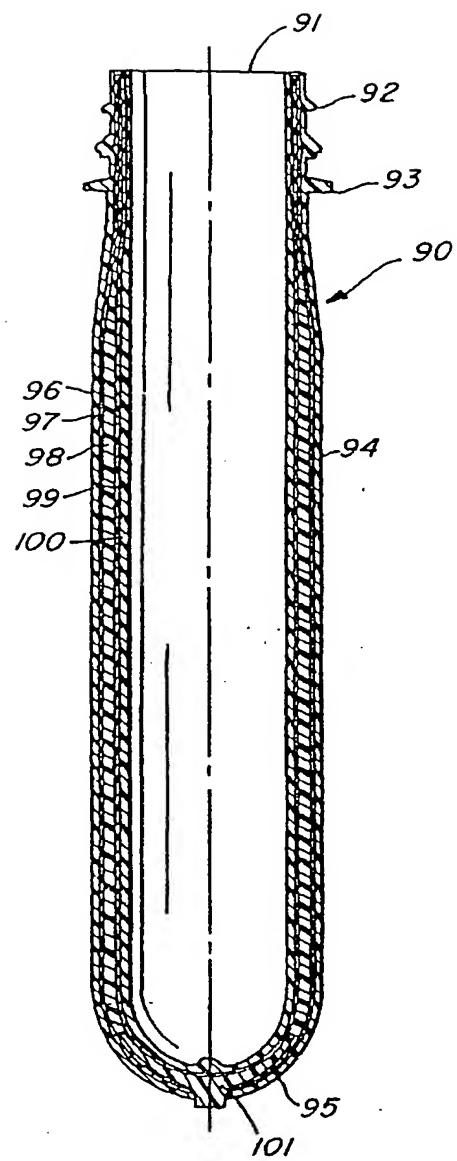
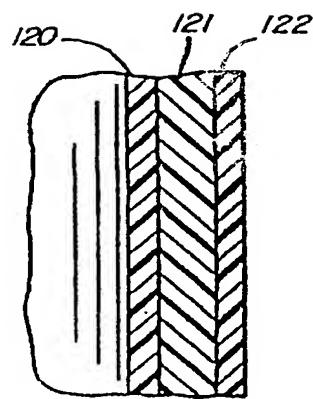
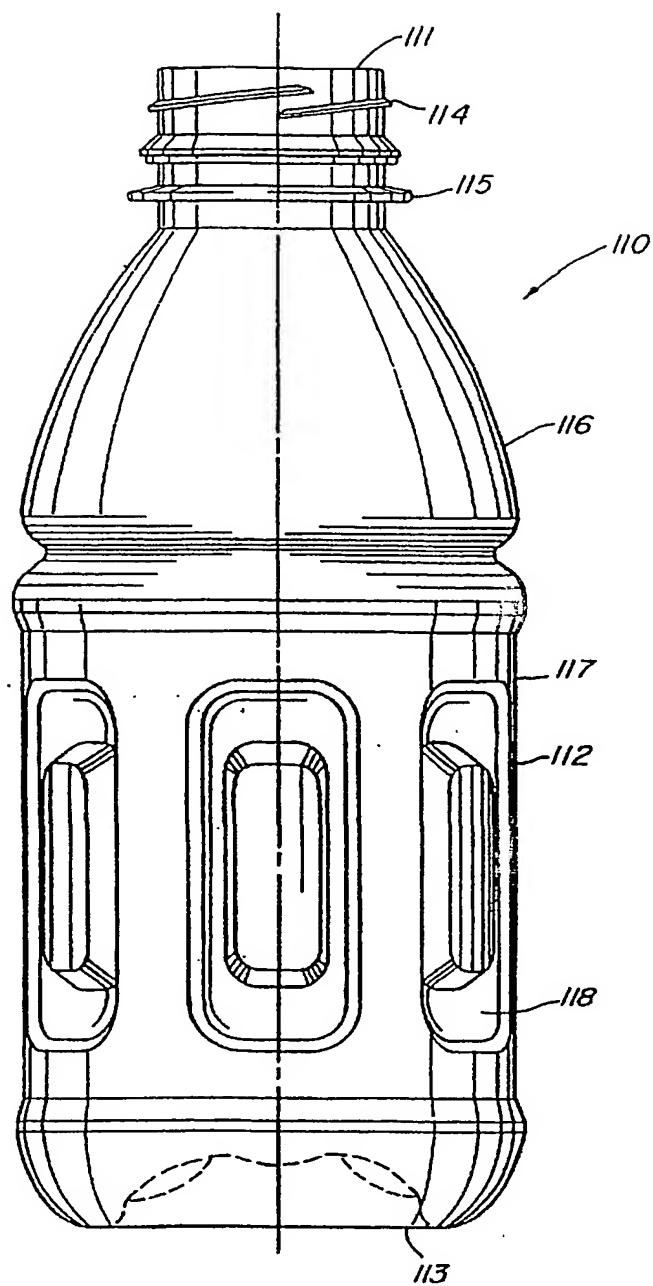
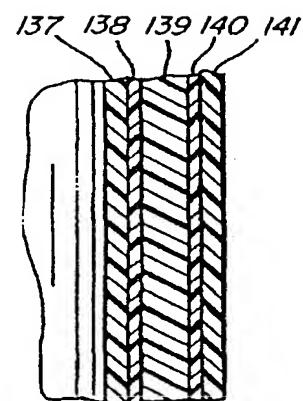
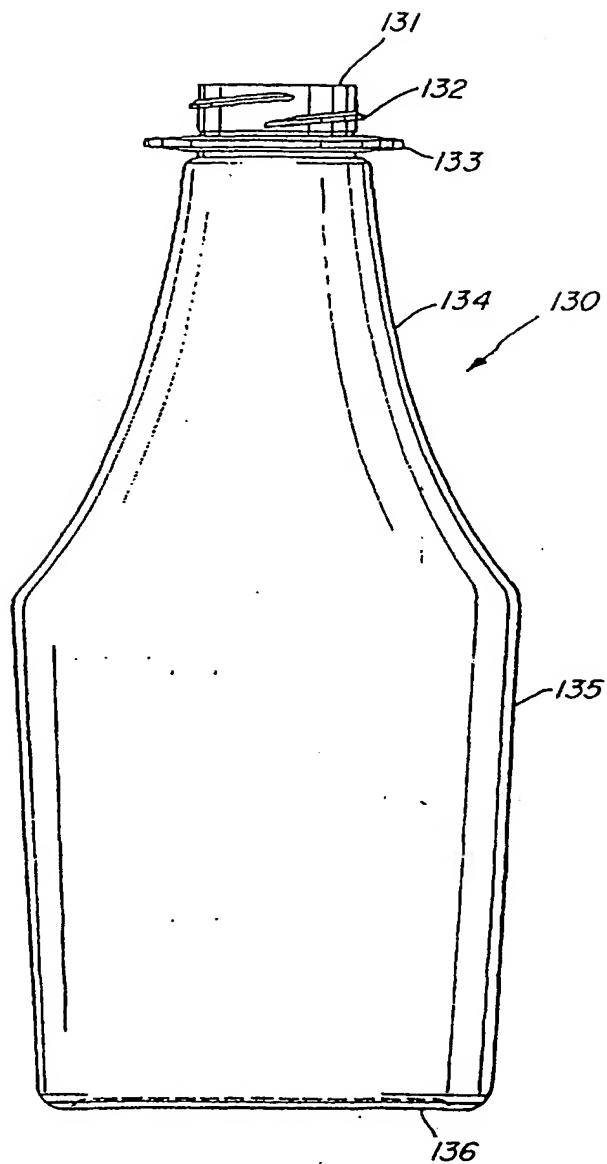


Fig. 2





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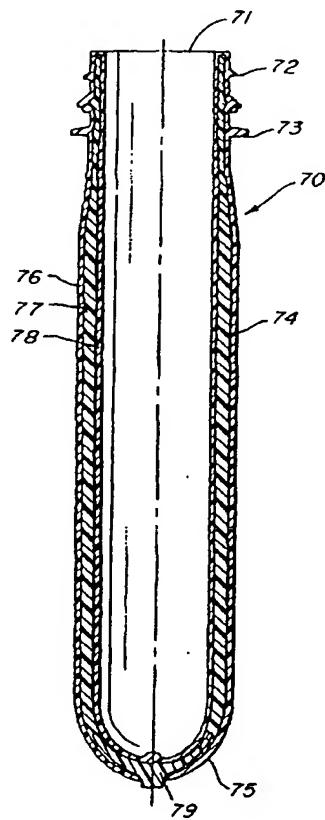
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[Continued on next page]

(54) Title: MULTILAYERED PACKAGE WITH BARRIER PROPERTIES

(57) Abstract: The present invention provides compositions useful as a barrier layer in, for example, packaging products. The compositions generally comprise a blend of (i) a polyester resin, preferably an aromatic polyester resin such as polyethylene terephthalate (PET) and (ii) a polyamide material (e.g., MXD6). The blend optionally may further comprise (iii) an oxygen scavenging material. The present invention also provides containers (e.g., containers formed by expansion of preforms) having a multilayered body-forming portion including: a core layer comprising the aforementioned blend; and inner and outer layers of a formable polymer composition. The present invention also provides methods of making such containers.



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A. CLASSIFICATION OF SUBJECT MATTER

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According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)
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Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

EPO-Internal, WPI Data, PAJ

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	US 4 501 781 A (KUSHIDA HIDEO ET AL) 26 February 1985 (1985-02-26) column 4, line 54 -column 5, line 61; figure 1 ---	1-6, 12-17, 24-26, 28-30, 32,35, 38,39
X	US 5 759 653 A (COLLETTE WAYNE N ET AL) 2 June 1998 (1998-06-02) column 10, line 23 - line 58; claim 26 ---	1-9, 12-20
X	WO 95 11801 A (AMERICAN NATIONAL CAN CO) 4 May 1995 (1995-05-04) example 2; table 5 ---	1-39
		-/-

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INTERNATIONAL SEARCH REPORT

International Application No
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C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT		
Category	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
A	US 4 764 403 A (AJMERA PRAKASH R) 16 August 1988 (1988-08-16) claim 9; tables II,III -----	22,23, 27,31, 33,36

INTERNATIONAL SEARCH REPORT

Information on patent family members

International Application No

PCT/US 01/45254

Patent document cited in search report	Publication date		Patent family member(s)	Publication date
US 4501781	A 26-02-1985		JP 58183243 A AU 561894 B2 AU 1099383 A CA 1205393 A1 DE 3381785 D1 DE 3382792 D1 DE 3382792 T2 EP 0092979 A2 EP 0212339 A2	26-10-1983 21-05-1987 27-10-1983 03-06-1986 13-09-1990 21-09-1995 04-01-1996 02-11-1983 04-03-1987
US 5759653	A 02-06-1998		AU 711170 B2 AU 4377996 A AU 709271 B2 AU 4466996 A BR 9510039 A BR 9510457 A CA 2207680 A1 CA 2207825 A1 EP 1167214 A2 EP 0797627 A1 EP 0797628 A1 JP 11514385 T NZ 298945 A WO 9618685 A1 WO 9618686 A1 US 5952066 A	07-10-1999 03-07-1996 26-08-1999 03-07-1996 03-11-1998 15-12-1998 20-06-1996 20-06-1996 02-01-2002 01-10-1997 01-10-1997 07-12-1999 29-11-1999 20-06-1996 20-06-1996 14-09-1999
WO 9511801	A 04-05-1995		AU 692480 B2 AU 7983894 A CA 2175051 A1 EP 0737131 A1 NZ 275751 A WO 9511801 A1 US 6239210 B1 US 6288161 B1	11-06-1998 22-05-1995 04-05-1995 16-10-1996 24-02-1997 04-05-1995 29-05-2001 11-09-2001
US 4764403	A 16-08-1988		AU 578566 B2 AU 7832387 A CA 1291701 A1 DE 3737291 A1 FR 2606328 A1 GB 2197254 A , B JP 1871239 C JP 4020784 B JP 63134240 A ZA 8706265 A	27-10-1988 12-05-1988 05-11-1991 19-05-1988 13-05-1988 18-05-1988 06-09-1994 06-04-1992 06-06-1988 01-03-1988